

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: 37697-0033

Applicant(s): Edward W. MERRILL et al.

Appl. No.: 09/764,445

Confirmation No.: 8881

Filing Date: January 19, 2001

Title: RADIATION AND MELT TREATED ULTRA HIGH MOLECULAR WEIGHT
POLYETHYLENE PROSTHETIC DEVICES

TRANSMITTAL OF MISSING PARTS
OF PATENT APPLICATION

Assistant Commissioner for Patents
Washington, D.C. 20231
ATTN: BOX MISSING PARTS

Sir:

In response to the Notice to File Missing Parts of Application mailed on April 16, 2001, in the above-identified application, transmitted herewith are the missing parts needed to complete the filing of the subject patent application.

Enclosed are:

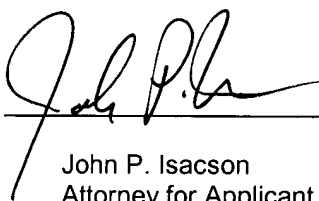
- ☒ Transmittal Letter (3 attachments)
- ☒ Substitute Drawings – Figures 1-11 (8 sheets)
- ☒ Copy of Notice to File Missing Parts (Part 2)

The Assistant Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 08-1641. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Assistant Commissioner is authorized to charge the unpaid amount to Deposit Account No. 08-1641.

Respectfully submitted,

Date: June 18, 2001

HELLER EHRMAN WHITE & MCAULIFFE
1666 K Street, NW, Suite 300
Washington, D.C. 20006
Telephone: (202) 912-2000
Facsimile: (202) 912-2020

By 
John P. Isacson
Attorney for Applicant
Reg. No.: 33,715



26633

PATENT TRADEMARK OFFICE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: 37697-0033

Applicant(s): Edward W. MERRILL et al.

Appl. No.: 09/764,445

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Filing Date: January 19, 2001

Title: RADIATION AND MELT TREATED ULTRA HIGH MOLECULAR WEIGHT
POLYETHYLENE PROSTHETIC DEVICES

TRANSMITTAL LETTER

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicant believes that the Notice to File Missing Parts mailed on April 16, 2001, with respect to the missing oath or declaration, was received in error. Applicant submits herewith a copy of the following documents: (1) Continuing Patent Application Transmittal Letter previously filed on January 19, 2001, (2) Declaration and Power of Attorney previously filed on January 19, 2001, and (3) PTO-stamped receipt card acknowledging receipt of the Declaration and Power of Attorney on January 19, 2001.

Respectfully submitted,

Date: June 18, 2001

HELLER EHRMAN WHITE & MCAULIFFE
1666 K Street, NW, Suite 300
Washington, D.C. 20006
Telephone: (202) 912-2000
Facsimile: (202) 912-2020

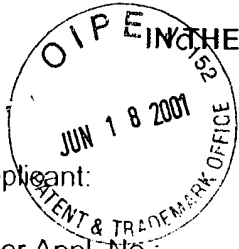
By

John P. Isacson
Attorney for Applicant
Reg. No.: 33,715



26633

PATENT TRADEMARK OFFICE



Applicant: Edward W. MERRILL *et al.*
Prior Appl. No.: 09/572,324
Prior Appl. Filing Date: May 18, 2000
Examiner: C. Koh
Art Unit: 3738
Title: RADIATION AND MELT TREATED ULTRA HIGH
MOLECULAR WEIGHT POLYETHYLENE PROSTHETIC
DEVICES

CONTINUING PATENT APPLICATION
TRANSMITTAL LETTER

Assistant Commissioner for Patents
Box PATENT APPLICATION
Washington, D.C. 20231

Sir:

Transmitted herewith for filing under 37 C.F.R. § 1.53(b) is a:

[X] Continuation

of the above-identified co-pending prior application in which no patenting, abandonment, or termination of proceedings has occurred. Priority to the above-identified prior application is hereby claimed under 35 U.S.C. § 120 for this continuing application. The entire disclosure of the above-identified prior application is considered as being part of the disclosure of the accompanying continuing application and is hereby incorporated by reference therein.

Enclosed are:

- [X] Specification (including Abstract) - 95 pages
- [X] Claims - 7
- [X] Informal drawings - Figures 1-11 (9 sheets)
- [X] Preliminary Amendment
- [X] Copy of Declaration and Power of Attorney filed in U.S. Serial No. 08/798,638
- [X] Copy of Revocation of Prior Powers of Attorney by Assignee/Appointment of New Power of Attorney by Assignee/Change of Correspondence Address filed in U.S. Serial No. 08/798,638

☒ Information Disclosure Statement/Form PTO-1449 (59 references)

The filing fee is calculated below:

	Claims as Filed		Included in Basic Fee		Extra Claims		Rate		Fee Totals
Basic Fee							\$710.00		\$710.00
Total Claims:	7	-	20	=		x	\$18.00	=	
Independents:	4	-	3	=	1	x	\$80.00	=	\$80.00
If any Multiple Dependent Claim(s) present:						+	\$270.00	=	
							SUBTOTAL:	=	
							Small Entity Fees Apply (subtract 1/2 of above):	=	
							TOTAL FILING FEE:	=	\$790.00

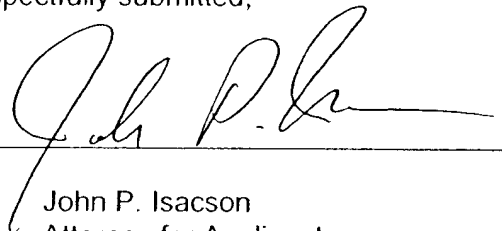
☒ A check in the amount of **\$790.00** to cover the filing fee is enclosed.

☒ The Assistant Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 08-1641. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Assistant Commissioner is authorized to charge the unpaid amount to Deposit Account No. 08-1641.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

By



John P. Isacson
Attorney for Applicant
Registration No. 33,715

Date: January 19, 2001

HELLER EHRMAN WHITE &
MCAULIFFE
815 Connecticut Avenue, N.W., Suite 200
Washington, D.C. 20007
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26633

PATENT TRADEMARK OFFICE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: 37697-0033

Applicant(s): Edward W. MERRILL et al.

Appl. No.: 09/764,445

Confirmation No.: 8881

Filing Date: January 19, 2001

Title: RADIATION AND MELT TREATED ULTRA HIGH MOLECULAR WEIGHT
POLYETHYLENE PROSTHETIC DEVICES

SUBSTITUTE DRAWINGS IN COMPLIANCE WITH 37 CFR §1.84

#3

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicant submits herewith substitute drawings for Figures 1-11 (8 sheets) in compliance with 37 CFR §1.84 as required by the Notice to File Missing Parts mailed on April 16, 2001.

Respectfully submitted,

Date: June 18, 2001

HELLER EHRMAN WHITE & MCAULIFFE
1666 K Street, NW, Suite 300
Washington, D.C. 20006
Telephone: (202) 912-2000
Facsimile: (202) 912-2020

By

John P. Isacson
Attorney for Applicant
Reg. No.: 33,715



26633

PATENT TRADEMARK OFFICE



Title: RADIATION AND MELT TREATED ULTRA HIGH MOLECULAR WEIGHT POLYETHYLENE PROSTHETIC DEVICES

Inventor(s): Edward W. MERRILL *et al.*

Docket No.: 37597/0002

Appl. No.: To be assigned

Filing Date: Concurrently herewith

****Continuation of U.S. Serial No. 09/572,324 Under 37 CFR §1.53(b)****

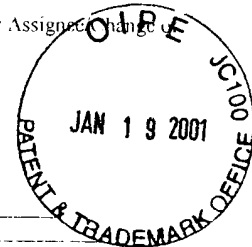
- Continuing Patent Application Transmittal Letter
- Specification (including Abstract) – 9.5 pages
- Claims – 7
- Informal Drawings – Figures 1-11 (9 sheets)
- Preliminary Amendment
- Copy of Declaration and Power of Attorney filed in U.S. Serial No. 08/798,638
- Copy of Revocation of Prior Powers of Attorney by Assignee/Appointment of New Power of Attorney by Assignee Change of Correspondence Address filed in U.S. Serial No. 08/798,638
- Information Disclosure Statement
- Form PTO 1449 (59 references)
- Check in the amount of ~~\$750.00~~ (Ck #2132)
- File in Mail Room/ATTN: NEW APPLICATION

Date Due: 1/19/01

Date Filed: 1/19/01

Return to: JPI/dm

Inspected By: *JPI*



Assistant Commissioner for Patents: Please acknowledge receipt of the above-identified documents by applying the U.S. Patent and Trademark Office receipt stamp hereto and mailing this card.

Respectfully,

Heller Ehrman White & McAuliffe



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/764,445	01/19/2001	Edward W. Merrill	37697/0002

CONFIRMATION NO. 8881

FORMALITIES LETTER



OC000000005973350

John P. Isacson
HELLER EHRMAN WHITE & MCAULIFFE
Suite 200
815 Connecticut Avenue, N.W.
Washington, DC 20007

Date Mailed: 04/16/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*

Bl

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE